

SEC. 5. Every such judgment from the time of filing the transcript thereof shall have the same lien on the real estate of the defendant or defendants in the county, as a judgment of the District Court of the same county and shall be equally under the control of the District Court, and executions shall issue in the same manner and with like effect as judgment of such District Court; but no execution shall issue thereon until the plaintiff or some person in his behalf shall execute a bond in double the amount of such judgment to the defendant with security to be approved by the clerk of said court conditioned that if the defendant shall within one year from the rendition of such judgment, appear and disprove the debt or damages against him, or any part thereof, the plaintiff will refund the whole or such part thereof as may be found not justly due him in a review of the case.

Judgment to have same lien as in District Court

SEC. 6. The defendant or his representative may be allowed to appear and defend any judgment obtained as hereinbefore provided and within one year after the rendition of such judgment or such time as may be just, in like manner as judgments are re-opened and defended in actions originally commenced in the District Court.

Defendant may appear and defend judgment

SEC. 7. This Act shall take effect within thirty days from its passage and approval.

AMOS COGGSWELL,
Speaker of the House of Representatives.
IGNATIUS DONNELLY,
President of the Senate.

Approved March tenth, one thousand eight hundred and sixty.

SECRETARY'S OFFICE, MINNESOTA, }
March 10th, 1860. }

ALEX. RAMSEY.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

CHAPTER XXXIX.

An Act to amend the Statutes relative to service of Warrants of Attachment.

SECTION 1. Sheriff to serve copy of warrant upon defendant.

Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. That subdivision four (4) of Section one hundred and forty-eight (148), Chapter forty (40), on page five hundred and fifty-one (551) of the Compiled Statutes, found also on page eleven (11) of the Session Laws of eighteen hundred and fifty-six, be and the same is hereby amended so as to read as follows:

Sheriff to serve
copy of warrant
on defendant

Fourth—The Sheriff shall serve a copy of the warrant of attachment and inventory certified by him, upon the defendant if he can be found within the County; but if he is a resident thereof and cannot be found therein, the Sheriff shall leave such copy at the last usual place of abode of said defendant.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

Approved February twenty-seventh, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, MINNESOTA, }

February 27th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

CHAPTER XL.

An Act in relation to proposed amendments to the Constitution of this State.

- SECTION 1. Amendments to Constitution to be voted upon by the people at next annual election.
2. Voting to be by ballot, separate from ballot for officers.
 3. Form of ballot for and against amendment.
 4. Votes to be canvassed in same manner as for State officers.
 5. Governor to issue proclamation of result.
 6. When to take effect.